PREET BHARARA
United States Attorney for the
Southern District of New York
By: REBECCA S. TINIO
Assistant United States Attorney
86 Chambers Street
New York, New York 10007
T: (212) 637-2774
F: (212) 637-2702

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,
on behalf of its agency, the United
States Small Business Administration,

Plaintiff,

v.

12 Civ. 0937 (LAP)

Defendant.

Defendant.

## NOTICE OF PLAINTIFF'S MOTION FOR ENTRY OF AN ORDER APPROVING AND CONFIRMING THE RECEIVER'S SECOND REPORT FOR THE PERIOD MAY 1, 2013, THROUGH APRIL 30, 2014

COMES NOW the United States of America, on behalf of its agency, the United States Small Business Administration ("SBA"), which is the court-appointed receiver ("Receiver") for L Capital Partners SBIC, L.P. ("L Capital") by Order of this Court entered April 19, 2012, and hereby moves this Court for entry of an Order Approving and Confirming the Receiver's Second Report for the Period Beginning May 1, 2013, through April 30, 2014. The Receiver's Second Report, detailing the Receiver's activity, is filed as an exhibit simultaneously herewith.

WHEREFORE, for the reasons more fully described in the Memorandum of Law in support of this Motion filed simultaneously herewith, the Receiver respectfully requests that this Court grant this Motion and enter the proposed Order submitted as an exhibit to this Motion.

Dated: August 20, 2014

New York, New York

Respectfully submitted,

PREET BHARARA

United States Attorney for the Southern District of New York

Attorney for Plaintiff the United States

of America

By: /s/ Rebecca S. Tinio

REBECCA S. TINIO

Assistant United States Attorney 86 Chambers Street, 3<sup>rd</sup> Floor New York, New York 10007 Telephone: (212) 637-2774

Facsimile: (212) 637-2702

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 20<sup>th</sup> day of August, 2014, I caused the foregoing Plaintiff's Motion for an Order Approving and Confirming the Receiver's Second Report with exhibit, Memorandum in Support thereof and proposed Order to be sent to the following via electronic mail, and/or via this Court's electronic notification system:

David A. Winter, Esq. Hogan Lovells US LLP Columbia Square 555 Thirteenth Street, NW Washington, DC 20004 david.winter@hoganlovells.com

Arlene Embrey
Trial Attorney
U.S. Small Business Administration
409 Third Street, S.W., Seventh Floor
Washington, D.C. 20416
Arlene.embrey@sba.gov

Dated: New York, New York August 20, 2014

> /s/ Rebecca S. Tinio REBECCA S. TINIO